

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF VIRGINIA
Richmond Division**

ePLUS, INC.,)
)
) Case No. 3:09CV620 (REP)
Plaintiff,)
)
v.)
)
LAWSON SOFTWARE, INC.)
)
)
Defendant.)

**DEFENDANT LAWSON SOFTWARE, INC.'S MOTION TO VACATE
INJUNCTION AND CONTEMPT ORDERS, AND TO DISMISS
AS REQUIRED BY FEDERAL CIRCUIT MANDATE**

In accordance with the instructions of the U.S. Court of Appeals for the Federal Circuit in its June 18, 2005 decision in this matter (D.I. 1115), Defendant Lawson Software, Inc. (“Lawson”) hereby moves for an order vacating the injunction (D.I. 1083, 1083-1) and contempt (D.I. 1088) orders previously entered by this Court and dismissing all of plaintiff’s claims. On June 18, the Federal Circuit entered a judgment that vacated the injunction and contempt orders and remanded with the following instruction:

the district court’s injunction and contempt orders are vacated.
The case is remanded with instructions to dismiss.

D.I. 1115 at 24. The Federal Circuit’s mandate issued on June 25, 2015 (D.I. 1117). Accordingly, Lawson respectfully requests that this Court implement the mandate and enter an order: 1) vacating the injunction and contempt orders; 2) dismissing all of plaintiff’s claims in the case; and 3) entering judgment in favor of Lawson. A proposed order is submitted with this motion.

LAWSON SOFTWARE, INC.

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CERTIFICATE OF SERVICE

I certify that on this 25th day of June, 2015, a true copy of the foregoing will be filed electronically with the Clerk of Court using the CM/ECF system, which will send a notification of such filing (NEF) to the following:

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